



**SENIOR & LONG TERM CARE DIVISION  
COMMUNITY SERVICES BUREAU**

**MEDICAID HOSPICE  
POLICY MANUAL**

**Section: GENERAL INFORMATION**

**Subject: Legal Authority**

**LEGAL AUTHORITY**

Hospice services are a part of the Montana Medicaid program authorized by Section 1905 (1)(18) if the Social Security Act.

**RULE REFERENCES**

Federal regulations that govern hospice services are located on the Code of Federal Regulations (CFR) Title 42 Part 417 Hospice Care 418.1- 418.405.

Montana Codes of Annotated (MCA) MCA 53-6-101  
Montana Medicaid Program Authorization of Services

Administrative Rules of Montana (ARM) 37.40.801,  
37.40.805, 37.40.806, 37.40.807, 37.40.808, 37.40.815,  
37.40.816, 37.40.825, 37.40.830